

## Message Text

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63

ORIGIN L-03

INFO OCT-01 EA-11 ISO-00 SCA-01 JUSE-00 CIAE-00 DODE-00

PM-07 H-03 INR-11 NSAE-00 NSC-07 PA-04 RSC-01 PRS-01

SP-03 SS-20 USIA-15 OMB-01 /089 R

DRAFTED BY L/M:JABOYD:EJS

APPROVED BY L/M:KEMALMBORG

EA/J: MR. DEMING

JUSTICE:B.RISTAU

L/EA:CEROH (INFO)

DESIRED DISTRIBUTION

JUSTICE: B. RISTAU

----- 042935

R 271601Z SEP 74

FM SECSTATE WASHDC

TO AMEMBASSY TOKYO

INFO CINCPAC HONOLULU HI

COMUS JAPAN

5AF FUCHU AS JAPAN

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E.O. 11652: N/A

TAGS:MARR, JA

SUBJECT: JAPANESE CIVIL SUIT AGAINST U.S.

REFTEL; TOKYO 12389

1. REQUEST EMBASSY FORWARD DEPARTMENT SOONEST A TRANSLATED TEXT OF THE COMPLAINT FILED IN TOKYO DISTRICT COURT, TOGETHER WITH TEXT OF COURT ORDER PURPORTING TO ALLOW SUBSTITUTION OF US SECRETARIES OF ARMY (FROEHLKE) AND AIR FORCE (SEAMANS) FOR ORIGINAL DEFENDANTS.

2. REQUEST PRECISE INFORMATION ON WHETHER ANY ATTEMPT WAS MADE TO SERVE COPIES OF ORIGINAL COMPLAINT AND SUMMONS ON ANY OFFICIALS (MILITARY OR CIVILIAN) OR AGENCY

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OF THE USG; IF SUCH ATTEMPT WAS MADE, REQUEST DATE, PLACE,

AND MODE OF SUCH ATTEMPTED SERVICE. IF NECESSARY,  
EMBASSY SHOULD CAUSE RECORDS OF TOKYO DISTRICT COURTS  
TO BE CHECKED TO ASCERTAIN WHETHER THERE IS ANY NOTATION  
ON FILE AS TO HOW AND WHEN ORIGINAL SERVICE WAS EFFECTED  
ON USG OR ANY OF ITS OFFICIALS.

3. ALSO REQUEST FULL TEXT OF JAPANESE FOREIGN OFFICE  
INQUIRY, REFERRED TO IN PARA 1 OF REFTEL.

4. EMBASSY REQUESTED TO ADVISE GOJ THAT ITS INQUIRY HAS  
BEEN PASSED TO DEPT AND THAT FORMAL REPLY BY WAY OF  
DIPLOMATIC NOTE WILL BE GIVEN UPON RECEIPT OF FURTHER  
DEPT INSTRUCTIONS. KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LITIGATION, MILITARY BASES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 27 SEP 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** izenbei0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE213370  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** JABOYD:EJS  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740273-1049  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t1974097/aaaaafmz.tel  
**Line Count:** 74  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** EL; TOKYO 12389  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 31 JUL 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <31 JUL 2002 by shawdg>; APPROVED <06 MAR 2003 by izenbei0>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** JAPANESE CIVIL SUIT AGAINST U.S.  
**TAGS:** MARR, JA, US, USA, USAF, (FROEHLKE), (SEAMANS)  
**To:** TOKYO  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005